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9 Attorneys for Defendants
WESTPORT INSURANCE CORPORATION and
CLAIMS MANAGEMENT SERVICES, INC.
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11 IN THE UNITED STATES DISTRICT COURT FOR
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA

13 OAKLAND DIVISION
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NOEL HOLLAND,) NINTH CIRCUIT APP. COURT D. No. 04-73416
Plaintiff,) DISTRICT COURT CASE NO.: C 04-01238 CW ARB
vs.)
WESTPORT INSURANCE)
CORPORATION, CLAIMS) PLAINTIFF'S [PROPOSED] STIPULATION
MANAGEMENT) TO SUBMIT TO BINDING ARBITRATION UNDER
SERVICES and DOES 1-4) THE LOCAL RULES OF ARBITRATION OF
INCLUSIVE,) US DISTRICT COURT FOR THE NORTHERN
Defendants.) DISTRICT OF CALIFORNIA
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22 The parties in this action hereby stipulate to: (a) consent to submit to arbitration under
23 Northern District Local Rules for Arbitration Rule 4-3 to determine the amount of payment
24 Defendant WESTPORT INSURANCE CORPORATION may pay to Plaintiff due to the accident;
25 (b) waive the right to request a trial *de novo* within 30 days under ADR Local Rule 4-12 after the
26 filing of the arbitration award; and (c) abide by the Northern District Federal Court's Local Rules
27 for ADR in selection of an arbitrator. The parties hereby submit the stipulation to the Court for
28 approval.

1 Dated: Nov., 4, 2005

Respectfully submitted

2 LAW OFFICES OF BEREHANU H. CHALLA

3 by: (C)
4 Berehanu H. Challa, Esq.
5 Attorney for Plaintiff
NOEL HOLLAND

6 Dated: Nov., 4, 2005

Respectfully submitted

7 LOW, BALL & LYNCH

8 by: _____
9 Dale L. Allen, Jr., Esq.
10 Attorney for Defendants
WESTPORT INSURANCE CORPORATION and
CLAIMS MANAGEMENT SERVICES, INC.

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12 ORDER

13 The Court hereby approves the parties stipulation and orders the parties to proceed with
14 the arbitration. The Court's ADR will facilitate and assist in the selection of the arbitrator under
15 the ADR Local Rules. IT IS SO ORDERED.

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17 Dated: Nov., 4, 2005 10/31

18 Honorable CLAUDIA WALKEN
United States District Judge

